

EXECUTIVE JOURNAL.

[THIRTY-FIRST SESSION.]

TUESDAY, DECEMBER 5, 1809.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate John K. Smith, of the District of Columbia, to be Navy Agent at the port of New Orleans.

JAMES MADISON.

December 4th, 1809.

The message was read.

Ordered, That it lie for consideration.

WEDNESDAY, DECEMBER 6, 1809.

The Senate took into consideration the message of the President of the United States, of yesterday; and

Resolved, That they do advise and consent to the appointment, agreeably to the nomination.

Ordered, That the Secretary lay this resolution before the President of the United States.

TUESDAY, DECEMBER 12, 1809.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate Buckner Thruston, of the State of Kentucky, to be an Assistant Judge of the Circuit Court of the District of Columbia, in place of Allen Duckett, deceased.

Alexander Frazer, of South Carolina, to be a Surgeon in the Navy of the United States.

JAMES MADISON.

December 12th, 1809.

The message was read.

Ordered, That it lie for consideration.

WEDNESDAY, DECEMBER 13, 1809.

The Senate took into consideration the message of the President of the United States, of yesterday; and

Resolved, That they do advise and consent to the appointment of Buckner Thruston, agreeably to the nomination.

Ordered, That the Secretary lay this resolution before the President of the United States.

On motion by Mr. Leib,

Resolved, That the nomination of Alexander Frazer, to office, be referred to a select committee, to consider and report thereon.

Ordered, That Mr. Sumpter, Mr. Leib, and Mr. Reed, be the committee.

THURSDAY, DECEMBER 14, 1809.

Mr. Sumpter reported from the committee, to whom was referred, on the 13th instant, the nomination of Alexander Frazer, to office. Whereupon,

Resolved, That the Senate do advise and consent to the appointment, agreeably to the nomination.

Ordered, That the Secretary lay this resolution before the President of the United States.

TUESDAY, DECEMBER 19, 1809.

The following written message was received from the President of the United States, by Mr. Graham:

To the Senate of the United States:

The commissions heretofore granted to the following persons, being limited in their duration, and now about to expire, I nominate them to the same offices, as respectively annexed to their names.

Joseph Crockett, whose commission as Marshal of the Kentucky district, will expire on the 26th day of January next, to be Marshal of the same district, for four years next ensuing that date.

John Willard, whose commission as Marshal of the Vermont district, will expire on the 26th day of January next, to be Marshal of the same district, for four years next ensuing that date.

William H. Harrison, whose commission as Governor of the Indiana Territory, will expire on the 16th day of January next, to be Governor of the same Territory, for three years next ensuing that date.

JAMES MADISON.

December 18th, 1809.

The message was read.

Ordered, That it lie for consideration.

The following written message was also received from the President of the United States, by Mr. Graham:

To the Senate of the United States:

Commissions having been granted during the recess of the Senate to the following persons, I now nominate them to the same offices, as respectively annexed to their names:

John Eppinger, of Georgia, to be Marshal of the Georgia district, in place of Benjamin Wall, removed.

Cornelius P. Van Ness, of Vermont, to be Attorney of the United States for the Vermont district, in place of David Fay, resigned.

Return J. Meigs, Sen. now Agent of the United States with the Cherokee nation of Indians, to be a Commissioner of the United States, to hold a convention between the State of Kentucky and the Chickasaw nation of Indians.

Henry M. Queen, of the county of Washington, in the District of Columbia, to be a Justice of the Peace for the said county.

Alexander Montgomery, David M'Caleb, Thomas Barnes, Joseph Robert, and Joseph Carson, all of the Mississippi Territory, to be members of the Legislative Council of the said Territory.

William H. Beaumont, of the Mississippi Territory, to be Surveyor for the port of Natchez, and Inspector of the Revenue for the same.

George M'Dougall, of the Michigan Territory, to be Collector for the district of Miami.

Jesse Somers, of New Jersey, to be Collector for the district, and Inspector of the Revenue for the port of Great Egg Harbor.

Thomas English, of Pennsylvania, to be Consul of the United States for the port of Dublin, in Ireland.

Peter Isaacksen, of Norway, in the kingdom of Denmark, to be Consul for the port of Christiansand, in Norway, aforesaid.

John M. Daniel, of Falmouth, State of Virginia, to be an Hospital Surgeon.

William Thomas, of Poughkeepsie, State of New York, to be an Hospital Surgeon's Mate.

Richard Shubrick, of South Carolina, to be a Surgeon in the third regiment of Infantry.

I nominate, also, William Swan, Captain in the first regiment of Infantry, to be Military Agent for the Southern Department, in place of Andrew M'Culloh, deceased.

JAMES MADISON.

December 18th, 1809.

The message was read.

Ordered, That it lie for consideration.

On motion by Mr. Meigs,

The nomination of William Swan, was, by unanimous consent, considered.

Resolved, That the Senate do advise and consent to the appointment, agreeably to the nomination.

Ordered, That the Secretary lay this resolution before the President of the United States.

WEDNESDAY, DECEMBER 20, 1809.

The Senate took into consideration the message of the President of the United States, of yesterday, nominating Joseph Crockett, and others, to office. Whereupon,

Resolved, That they do advise and consent to the appointments of John Willard, and William H. Harrison, agreeably to the nominations respectively.

Ordered, That the further consideration of the nomination of Joseph Crockett be postponed.

The Senate also took into consideration the message of the President of the United States, of yesterday, nominating John Eppinger, and others, to office. Whereupon,

Resolved, That they do advise and consent to the appointments of Cornelius P. Van Ness, Return J. Meigs, Sen. and Thomas English, agreeably to the nominations respectively.

Ordered, That the consideration of the nominations of John Eppinger, Henry M. Queen, Alexander Montgomery, Joseph Robert, David M'Caleb, Thomas Barnes, Joseph Carson, William H. Beaumont, George M'Dougall, Jesse Somers, Peter Isaacksen, John M. Daniel, William Thomas, and Richard Shubrick, be postponed.

THURSDAY, DECEMBER 21, 1809.

The Senate resumed the consideration of the message of the President of the United States, of the 18th instant, nominating Joseph Crockett, and others, to office. Whereupon,

Resolved, That they do advise and consent to the appointment of Joseph Crockett, agreeably to the nomination.

Ordered, That the Secretary inform the President of the United States that the Senate do advise and consent to the appointments of Joseph Crockett, John Willard, and William H. Harrison, agreeably to the nominations contained in his message, of the 18th instant, respectively.

The Senate resumed the consideration of the message of the President of the United States, of the 18th instant, nominating John Eppinger, and others, to office. Whereupon,

Resolved, That they do advise and consent to the appointments of Jesse Somers, Peter Isaacksen, and William Thomas, agreeably to the nominations respectively; and,

On motion by Mr. Bradley,

Resolved, That the other nominations contained in said message, and not advised and consented to by the Senate, be referred to a select committee, to consider and report thereon; and

Ordered, That Mr. Bradley, Mr. Gaillard, and Mr. Smith, of Maryland, be the committee.

Ordered, That the Secretary inform the President of the United States, that the Senate do advise and consent to the appointments of Cornelius P. Van Ness, Return J. Meigs, Sen. Jesse Somers, Thomas English, Peter Isaacksen, and William Thomas, agreeably to the nominations respectively, contained in his message of the 18th instant, nominating John Eppinger, and others, to office.

FRIDAY, DECEMBER 22, 1809.

The following written message was received from the President of the United States, by Mr. Graham:

To the Senate of the United States:

I nominate Richard Forrest, of the District of Columbia, to be Consul of the United States at Tunis.

John Burley, of Massachusetts, to be Surveyor of the port of Beverly.

JAMES MADISON.

December 22d, 1809.

The message was read.

Ordered, That it lie for consideration.

The following written message was received from the President of the United States, by Mr. Graham:

To the Senate of the United States:

I lay before the Senate, for their consideration, whether they will advise and consent to the ratification thereof, a treaty concluded on the 30th September last, with the Delaware, Potawattamie, Miami, and Eel-river Miami Indian tribes, north-west of the Ohio

A separate article of the same date, with the said tribes, and a convention with the Weea tribe, concluded on the 26th October last. The whole being accompanied with the explanatory documents.

JAMES MADISON.

December 22d, 1809.

The message, and papers therein referred to, were read.

Ordered, That they lie for consideration; and

That the treaties and convention be printed for the use of the Senate, under the usual injunction of secrecy.

TUESDAY, DECEMBER 26, 1809.

The treaty concluded between William Henry Harrison, and the tribes of Indians, called the Delawares, Potawattamies, and Eel-river Miamies, was read the second time; and

The convention entered into between William Henry Harrison, Commissioner Plenipotentiary of the United States for treating with the Indian tribes north-west of the Ohio, and the Weea tribe, was read the second time.

Mr. Bradley, from the committee to whom was referred, on the 21st inst. the nominations contained in the message of the President of the United States, of the 18th instant, not then advised and consented to, made report, in part. Whereupon,

Resolved, That the Senate do advise and consent to the appointments of John Eppinger, Henry M. Queen, Alexander Montgomery, David McCaleb, Thomas Barnes, Joseph Robert, Joseph Carson, William H. Beaumont, John M. Daniel, and Richard Shubrick, agreeably to the nominations respectively.

On motion by Mr. Bradley,

Ordered, That the Secretary lay this resolution before the President of the United States.

On motion,

Resolved, That the consideration of the nomination of George McDougall, be postponed for further inquiry.

The Senate resumed the consideration of the message of the President of the United States, of the 22d instant, nominating Richard Forrest and John Burley to office; and,

On motion by Mr. Bradley,

Ordered, That the consideration thereof be further postponed.

WEDNESDAY, DECEMBER 27, 1809.

The Senate resumed the treaty and convention, yesterday under consideration; and,

On motion by Mr. Bradley,

Resolved, That they be referred to a select committee, to consider and report thereon.

Ordered, That Mr. Bradley, Mr. Gregg, and Mr. Pope, be the committee.

The Senate resumed the consideration of the message of the President of the United States, of the 22d instant, nominating John Burley to office; and

Ordered, That it be referred to the committee appointed on the 21st instant, on the message of the President of the United States, of the 18th, to consider and report thereon.

The following written message was received from the President of the United States, by Mr. Graham:

To the Senate of the United States:

I withdraw the nomination of George McDougall, to be Collector of the district of Miami, and nominate Amos Spafford, of Ohio, for that appointment.

I nominate Julius R. Shumate, of Virginia, to be Surgeon's Mate in the Navy of the United States.

Nanning J. Vesscher, of New York, to be a Captain in the regiment of Riflemen, in the service of the United States.

JAMES MADISON.

December 27th, 1809.

The message was read.

Ordered, That it lie for consideration.

THURSDAY, DECEMBER 28, 1809.

The Senate took into consideration the message of the President of the United States, of yesterday, nominating Amos Spafford, and others, to office; and,

On motion by Mr. Bradley,

Resolved, That it be referred to a select committee, to consider and report thereon.

Ordered, That Mr. Bradley, Mr. Franklin, and Mr. Giles, be the committee.

FRIDAY, DECEMBER 29, 1809.

Mr. Bradley, from the committee appointed on the 27th instant, reported the following resolutions:

Resolved, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the treaty made and concluded at Fort Wayne, on the 30th of September last, between the United States and the Delaware, Potawattamie, Miami, and Eel-river tribes of Indians, and to the separate article entered into at the same time and place with the Miami and Eel-river tribes."

Resolved, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the convention made and concluded at Vincennes, on the 26th day of October last, between the United States and the Weea tribe of Indians."

The resolutions were read.

Ordered, That they lie for consideration.

TUESDAY, JANUARY 2, 1810.

The treaty made between the United States and the tribes of Indians, called the Delawares, Potawattamies, Miamies, and Eel river Miamies, and the separate article, were read the third time.

On the question, "Will the Senate advise and consent to the ratification thereof?"

It was unanimously determined in the affirmative: Yeas 20.

Those who voted, are—Messrs. Anderson, Bayard, Bradley, Condit, Franklin, Gaillard, German, Giles, Gregg, Lambert, Leib, Mathewson, Meigs, Pope, Reed, Smith, of Maryland, Smith, of New York, Sumpter, Tait, and Whiteside.

So it was

Resolved, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the treaty, made and concluded at Fort Wayne, on the 30th of September last, between the United States and the Delaware, Potawattamie, Miami, and Eel-river tribes of Indians, and to the separate article, entered into at the same time and place, with the Miami and Eel-river tribes."

Ordered, That the Secretary lay this resolution before the President of the United States.

The convention entered into between the United States and the Weea tribe of Indians, was read the third time; and,

On the question, "Will the Senate advise and consent to the ratification thereof?"

It was unanimously determined in the affirmative: Yeas 20.

Those who voted, are—Messrs. Anderson, Bayard, Bradley, Condit, Franklin, Gaillard, German, Giles, Gregg, Lambert, Leib, Mathewson, Meigs, Pope, Reed, Smith, of Maryland, Smith, of New York, Sumpter, Tait, and Whiteside.

So it was

Resolved, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the convention, made and concluded at Vincennes, on the twenty-sixth day of October last, between the United States and the Weea tribe of Indians."

Ordered, That the Secretary lay this resolution before the President of the United States.

Mr. Bradley, from the committee to whom was referred, on the 27th of December last, the nomination of John Burley, contained in the message of the President of the United States, of the 22d December last, made report. Whereupon,

Resolved, That the Senate do advise and consent to the appointment, agreeably to the nomination.

Mr. Bradley, from the committee to whom was referred, on the 27th December last, the message of the President of the United States, of the same date, nominating Amos Spafford, and others, to office, made report. Whereupon,

Resolved, That the Senate do advise and consent to the appointment of Amos Spafford, agreeably to the nomination.

Ordered, That the consideration of the other nominations be postponed.

WEDNESDAY, JANUARY 3, 1810.

The following written message was received from the President of the United States, by Mr. Graham:

To the Senate of the United States:

I nominate Thomas Hill Williams, of the Mississippi Territory, to be Collector of the district of Mississippi.

James Morgan, of North Carolina, to be Surveyor of the port of Murfreesborough.

JAMES MADISON.

January 3, 1810.

The message was read.

Ordered, That it lie for consideration.

Mr. Bradley reported, from the committee to whom was referred, on the 27th December last, the message of the President of the United States, of the same date, nominating Amos Spafford, and others, to office. Whereupon,

Resolved, That the Senate do advise and consent to the appointment of Julius R. Shumate, agreeably to the nomination.

On motion by Mr. Bradley,

Ordered, That the Secretary acquaint the President of the United States, that the Senate do advise and consent to the appointments of Amos Spafford, and Julius R. Shumate, agreeably to their nominations respectively.

Mr. Bradley, from the same committee, reported on the nomination of Nanning J. Vesscher, to office; and,

On the question, "Will the Senate advise and consent to the appointment of Nanning J. Vesscher, of New York, to be a Captain in the regiment of Riflemen in the service of the United States?"

It was determined in the affirmative: Yeas 18, Nays 9.

On motion by Mr. Gregg,

The yeas and nays having been required by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Bayard, Bradley, Condit, German, Giles, Gilman, Goodrich, Hillhouse, Lambert, Lloyd, Meigs, Parker, Pickering, Pope, Smith, of Maryland, Smith, of New York, Tait, and Turner.

Those who voted in the negative, are—Messrs. Anderson, Franklin, Gaillard, Gregg, Leib, Mathewson, Reed, Robinson, and Sumpter.

So it was.

Resolved, That the Senate do advise and consent to the appointment of Nanning J. Vesscher, agreeably to the nomination.

Ordered, That the Secretary lay this resolution before the President of the United States.

THURSDAY, JANUARY 4, 1810.

The Senate took into consideration the message of the President of the United States, of yesterday, nominating Thomas Hill Williams, and James Morgan, severally to office; and

Resolved, That they do advise and consent to the appointment of Thomas Hill Williams, agreeably to the nomination.

Ordered, That the consideration of the nomination of James Morgan, be further postponed.

FRIDAY, JANUARY 5, 1810.

The Senate resumed the consideration of the nomination of James Morgan, to office.

Ordered, That the consideration thereof be further postponed.

MONDAY, JANUARY 8, 1810.

The Senate resumed the consideration of the nomination of James Morgan, to office. Whereupon,

Resolved, That they do advise and consent to the appointment, agreeably to the nomination.

Ordered, That the Secretary lay this resolution before the President of the United States.

WEDNESDAY, JANUARY 10, 1810.

The following written message was received from the President of the United States, by Mr. Graham:

To the Senate of the United States:

I nominate John McCampbell, to be Attorney for the United States, in the district of East Tennessee.

JAMES MADISON.

January 9th, 1810.

The message was read.

Ordered, That it lie for consideration.

The following written message was received from the President of the United States, by Mr. Graham:

To the Senate of the United States:

I lay before the Senate, for their consideration, whether they will advise and consent to the ratification thereof, a treaty concluded on the 9th day of December last, with the Kickapoo tribe of Indians, accompanied by explanations, in an extract of a letter from the Governor of the Indiana Territory.

JAMES MADISON.

January 9th, 1810.

The message, treaty, and the explanatory paper accompanying the same, were read.

Ordered, That the treaty pass to the second reading; and that it be printed for the use of the Senate, under the usual injunction of secrecy.

THURSDAY, JANUARY 11, 1810.

The Senate took into consideration the message of the President of the United States, of yesterday, nominating John McCampbell, to office. Whereupon,

Resolved, That the Senate do advise and consent to the appointment, agreeably to the nomination.

Ordered, That the Secretary lay this resolution before the President of the United States.

The treaty made between the United States and the Kickapoo tribe of Indians, was read the second time.

FRIDAY, JANUARY 12, 1810.

The Senate resumed the consideration of the treaty between the United States and the Kickapoo tribe of Indians.

On motion by Mr. Bradley,

Resolved, That it be referred to a select committee, to consider and report thereon.

Ordered, That Mr. Bradley, Mr. Gregg, and Mr. Pope, be the committee.

TUESDAY, JANUARY 16, 1810.

The following written message was received from the President of the United States, by Mr. Graham:

To the Senate of the United States:

I lay before the Senate, for their consideration, whether they will advise and consent to the ratification thereof, a treaty concluded with the Great and Little Osage Indians, on the 10th day of November, 1808, and the thirty-first day of August, 1809.

JAMES MADISON.

January 15th, 1810.

The message and treaty were read.

Ordered, That the treaty pass to a second reading; and that it be printed for the use of the Senate, under the usual injunction of secrecy.

WEDNESDAY, JANUARY 17, 1810.

The treaty last mentioned, was read the second time.

FRIDAY, JANUARY 19, 1810.

The treaty last mentioned was resumed; and,

On motion by Mr. Bradley,

Ordered, That the further consideration thereof be postponed; and Mr. Bradley submitted the following motion for consideration:

“Resolved, That the President of the United States be, and hereby is, requested to lay before the Senate, the powers and instructions given Peter Chateau, Esq., under which he made and concluded the treaty with the Great and Little Osage tribes of Indians, at Fort Clark, on the tenth day of November, one thousand eight hundred and eight; with such other papers and documents in possession of the Executive, as, in his opinion, is expedient, and will tend to throw any light on the same.”

And the resolution was read.

MONDAY, JANUARY 22, 1810.

The Senate resumed the consideration of the last mentioned motion; and it was agreed to, amended as follows:

“Resolved, That the President of the United States be, and hereby is, requested to lay before the Senate, the powers and instructions given Peter Chateau, Esq., under which he made and concluded the treaty with the Great and Little Osage tribes of Indians, at Fort Clark, on the tenth day of November, one thousand eight hundred and eight; with such other papers and documents in possession of the Executive, as, in his opinion, is expedient, and will tend to throw any light on the same; also, the amount of money paid or expended, and from what fund the same has been drawn.”

Ordered, That the Secretary lay this resolution before the President of the United States.

TUESDAY, FEBRUARY 6, 1810.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate Nathan Luffborough and Walter S. Chandler, to be Justices of the Peace for Washington county, in the District of Columbia.

JAMES MADISON.

February 5th, 1810.

The message was read.

Ordered, That it lie for consideration.

WEDNESDAY, FEBRUARY 7, 1810.

The Senate took into consideration the message of the President of the United States, of yesterday, nominating Nathan Luffborough and Walter S. Chandler, severally to office; and

Resolved, That they do advise and consent to the appointments, agreeably to the nominations respectively.

Ordered, That the Secretary lay this resolution before the President of the United States.

FRIDAY, FEBRUARY 23, 1810.

Mr. Bradley submitted the following resolution for consideration:

“Resolved, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the treaty between the United States of America and the Kickapoo tribe of Indians, concluded at Vincennes, on the 9th day of December, 1809.”

And the resolution was read.

Mr. Bradley gave notice that, on Thursday next, he should call up the nomination of Richard Forrest.

On motion by Mr. Bradley,

Resolved, That the message of the President of the United States, with the treaty made and concluded between the United States and the Great and Little Osage Indians, be referred to a select committee, to consider and report thereon; and

Ordered, That Mr. Bradley, Mr. Pope, and Mr. Anderson, be the committee.

MONDAY, MARCH 5, 1810.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate Obadiah Jones, now a Judge of the Illinois Territory, to be additional Judge of the Mississippi Territory.

JAMES MADISON.

March 5th, 1810.

The message was read.

Ordered, That it lie for consideration.

The Senate resumed the consideration of the treaty, made between the United States and the Kickapoo tribe of Indians, on the 9th day of December, 1809; and, on the question, "Will the Senate advise and consent to the ratification thereof?" It was unanimously determined in the affirmative: Yeas, 29.

Those who voted, are—Messrs. Anderson, Bradley, Brent, Campbell, Champlin, Condit, Crawford, Franklin, Gaillard, German, Gilman, Goodrich, Gregg, Hillhouse, Horsey, Lambert, Leib, Lloyd, Mathewson, Meigs, Parker, Pickering, Reed, Robinson, Smith, of Maryland, Smith, of New York, Sumpter, Tait, and Turner.

So it was

Resolved, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the treaty between the United States of America and the Kickapoo tribe of Indians, concluded at Vincennes, on the 9th day of December, 1809."

Ordered, That the Secretary lay this resolution before the President of the United States.

TUESDAY, MARCH 6, 1810.

The Senate took into consideration the message of the President of the United States, of yesterday, nominating Obadiah Jones to office; and

Resolved, That they do advise and consent to the appointment, agreeably to the nomination.

Ordered, That the Secretary lay this resolution before the President of the United States.

The Senate resumed the consideration of the message of the President of the United States, of the 22d December last, nominating Richard Forrest to office; and

Ordered, That the further consideration thereof be postponed until Monday next.

THURSDAY, MARCH 9, 1810.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate Stanley Griswold, to be a Judge of the Illinois Territory, in the place of Obadiah Jones, whose resignation has been received.

JAMES MADISON.

March 9th, 1810.

The message was read.

Ordered, That it lie for consideration.

MONDAY, MARCH 12, 1810.

The Senate resumed the consideration of the message of the President of the United States, of the 22d December last, nominating Richard Forrest to office; and,

On motion by Mr. Bradley,

Resolved, That it be referred to a select committee, to consider and report thereon, together with sundry letters recommendatory of Mr. Forrest, presented by Mr. Smith, of Maryland.

Ordered, That Mr. Bradley, Mr. Crawford, and Mr. Leib, be the committee.

The Senate took into consideration the message of the President of the United States, of the 9th instant, nominating Stanley Griswold to office; and,

On motion by Mr. Giles,

Resolved, That it be referred to a select committee, to consider and report thereon.

Ordered, That Mr. Bradley, Mr. Giles, and Mr. Meigs, be the committee.

WEDNESDAY, MARCH 14, 1810.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I transmit a report of the Secretary of War, complying with their resolution of the 22d January last.

JAMES MADISON.

March 14th, 1810.

The message and papers therein referred to, were read.

Ordered, That they lie for consideration.

THURSDAY, MARCH 15, 1810.

Mr. Bradley, from the committee to whom was referred the message of the President of the United States, of the 9th instant, nominating Stanley Griswold to office, reported that the nomination be agreed to; and,

On motion by Mr. Champlin, to postpone the further consideration thereof until to-morrow,

It was determined in the negative.

Mr. Hillhouse called for the reading of certain papers touching the said nomination; and,

On motion by Mr. Bayard,

Ordered, That the further consideration thereof be postponed until to-morrow.

FRIDAY, MARCH 16, 1810.

The Senate resumed the consideration of the message of the President of the United States, of the 9th instant, nominating Stanley Griswold to office; and,

On the question, "Will the Senate advise and consent to the appointment?"

It was determined in the affirmative: Yeas, 23; Nays, 8.

On motion by Mr. Hillhouse,

The yeas and nays having been required by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Anderson, Bradley, Campbell, Condit, Crawford, Franklin, Gaillard, German, Gilman, Gregg, Lambert, Leib, Mathewson, Meigs, Parker, Pope, Robinson, Smith, of Maryland, Smith, of New York, Sumpter, Tate, Turner, and Whiteside.

Those who voted in the negative, are—Messrs. Champlin, Clay, Giles, Goodrich, Hillhouse, Horsey, Lloyd, and Pickering.

So it was

Resolved, That the Senate do advise and consent to the appointment, agreeably to the nomination.

Ordered, That the Secretary lay this resolution before the President of the United States.

MONDAY, MARCH 19, 1810.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate John B. C. Lucas, whose commission as a Judge of the Territory of Louisiana has expired, to be a Judge of the said Territory.

Otto Shrader, whose commission as a Judge of the Territory of Louisiana will expire on the 17th of April next, to be a Judge of the said Territory, for the legal term thence ensuing.

Francis Xavier Martin, a Judge of the Mississippi Territory, to fill the vacant office of Judge of the Territory of Orleans.

JAMES MADISON.

March 19th, 1810.

The message was read.

Ordered, That it lie for consideration.

WEDNESDAY, MARCH 21, 1810.

The Senate took into consideration the message of the President of the United States, of the 19th instant, nominating John B. C. Lucas, and others, to office; and

Resolved, That the Senate do advise and consent to the appointments, agreeably to the nominations respectively.

Ordered, That the Secretary lay this resolution before the President of the United States.

MONDAY, APRIL 2, 1810.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate John E. Beck, of the State of Tennessee, to be Attorney for the United States, for the district of West Tennessee, in the place of Thomas Stewart, resigned.

JAMES MADISON.

March 30th, 1810.

The message was read.

Ordered, That it lie for consideration.

THURSDAY, APRIL 5, 1810.

The Senate took into consideration the message of the President of the United States, of the 2d instant, nominating John E. Beck to office; and

Resolved, That they do advise and consent to the appointment, agreeably to the nomination.

Ordered, That the Secretary lay this resolution before the President of the United States.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate Jacob Jones, to be a Master Commandant in the Navy; Alexander Wadsworth, John Pettigrew, Jesse D. Elliott, George W. Rodgers, George C. Read, Henry E. Ballard, and Thomas Gamble, now acting Lieutenants, to be Lieutenants in the Navy.

George Logan, of South Carolina, and Amos A. Evans, now a Surgeon's Mate, to be Surgeons in the Navy.

Henry H. Ford, James H. Boyle, and Joseph Forster, now Second Lieutenants of Marines, to be First Lieutenants in the corps of Marines.

James Cuyler, of New York, Nicholas Martin, of Maryland, Samuel G. Hopkins, of Kentucky, Nathaniel Allen and Francis D. Cummings, of Georgia, Joseph Woodson, of Tennessee, Francis Thornton, of Virginia, Robert B. Riddell, of Maryland, Joseph Moseby, of Kentucky, James M. Broom, of Delaware, Samuel Williams, of New York, Charles S. Hanna, of Kentucky, and Alexander G. Sevier, of Tennessee, to be Second Lieutenants in the corps of Marines.

John Randall, to be Navy Agent at Annapolis.

William M. Alston to be Navy Agent at Newport, Rhode Island.

JAMES MADISON.

April 5th, 1810.

The message was read.

Ordered, That it lie for consideration.

MONDAY, APRIL 9, 1810.

The Senate took into consideration the message of the President of the United States, of the 5th instant, nominating Jacob Jones, and others, to office; and

Resolved, That they do advise and consent to the appointments of Jacob Jones, Alexander Wadsworth, John Pettigrew, Jesse D. Elliott, George W. Rodgers, George C. Read, Henry E. Ballard, Thomas Gamble, George Logan, Henry H. Ford, James H. Boyle, Joseph Forster, Samuel G. Hopkins, Francis D. Cummings, Joseph Woodson, Robert B. Riddell, James M. Broom, Charles S. Hanna, Alexander G. Sevier, and John Randall, agreeably to the nominations respectively; and,

On motion by Mr. Anderson,

Resolved, That the other nominations contained in the said message, and not advised and consented to by the Senate, be referred to a select committee, to consider and report thereon.

Ordered, That Mr. Leib, Mr. Anderson, and Mr. Condit, be the committee.

The following written message was received from the President of the United States, on the 6th instant, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate for promotions, in the second Legion of the Militia of the District of Columbia, Major Robert Young, to the rank of Lieutenant Colonel Commandant, vice John McKinney resigned.

Captain William A. Dangerfield, to the rank of Major, vice Walter Jones, removed from the county.

Captain Adam Lynn, to the rank of Major, vice Robert Young.

George Washington Park Custis, of the District of Columbia, to be a Justice of the Peace for the county of Alexandria, in the said District.

JAMES MADISON.

April 6th, 1810.

The message was read.

Ordered, That it lie for consideration.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

In my message of the 5th instant, I nominated William M. Alston to be Navy Agent for Newport, Rhode Island, it being then understood that Constant Tabor, who has heretofore acted as Navy Agent for that port, and given entire satisfaction by his conduct, was disinclined to serve again in that capacity. It now appears, from information since received, that he would, if appointed, accept the said agency: I withdraw the nomination of William M. Alston, and nominate for it Constant Tabor.

JAMES MADISON.

April 9th, 1810.

The message was read.

Ordered, That it lie for consideration.

. FRIDAY, APRIL 13, 1810.

The Senate took into consideration the message of the President of the United States, of the 6th instant, nominating Robert Young, and others, to office; and

Resolved, That the Senate do advise and consent to the appointments, agreeably to the nominations respectively.

Ordered, That the Secretary lay this resolution before the President of the United States.

The Senate took into consideration the message of the President of the United States, of the 9th instant, withdrawing the nomination of William M. Alston, to be Navy Agent at Newport, Rhode Island, and nominating to the said office Constant Tabor; and

Ordered, That the consideration thereof be postponed.

Mr. Bradley, from the committee appointed on the 23d of February last, on the message of the President of the United States, of the 16th of January last, and the treaty concluded between the United States and the Great and Little Osage Indians, accompanying the same, made report, to advise and consent to the ratification thereof.

SATURDAY, APRIL 14, 1810.

The Senate resumed the consideration of the message of the President of the United States, of the 9th instant, nominating Constant Tabor to office; and,

On motion by Mr. Pickering,

To postpone the further consideration thereof until the first Monday of December next,

It was determined in the negative: Yeas, 3; Nays, 20.

On motion by Mr. Champlin,

The yeas and nays having been required by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Champlin, Crawford, and Pickering.

Those who voted in the negative, are—Messrs. Anderson, Bradley, Franklin, German, Gilman, Goodrich, Gregg, Hillhouse, Lambert, Leib, Lloyd, Mathewson, Reed, Robinson, Smith, of Maryland, Smith, of New York, Sumpter, Tait, Turner, and Whiteside.

So the question was lost.

On the question, "Will the Senate advise and consent to the appointment of Constant Tabor, agreeably to the nomination?"

It was determined in the affirmative: Yeas, 20; Nays, 2.

On motion by Mr. Champlin,

The yeas and nays having been required by one-fifth of the Senator present,

Those who voted in the affirmative, are—Messrs. Anderson, Bradley, Crawford, Franklin, German, Gilman, Goodrich, Gregg, Hillhouse, Lambert, Leib, Mathewson, Reed, Robinson, Smith, of Maryland, Smith, of New York, Sumpter, Tait, Turner, and Whiteside.

Those who voted in the negative, are—Messrs. Champlin and Pickering.

So it was

Resolved, That the Senate do advise and consent to the appointment of Constant Tabor, agreeably to the nomination.

Ordered, That the Secretary lay this resolution before the President of the United States.

On motion by Mr. Anderson,

Ordered, That the Secretary make return to the President of the United States, of the nominations contained in his message of the 5th instant, advised and consented to by the Senate on the 9th instant.

TUESDAY, APRIL 17, 1810.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate Benjamin Howard, of Kentucky, to be Governor of the Territory of Louisiana.

Oliver Fitts, of North Carolina, to be a Judge of the Mississippi Territory.

Tully Robinson, of Orleans Territory, to be Attorney for the United States for that district, in the place of P. Grymes, resigned.

Thomas Urguhort, Matharin Guerin, Manual Audry, Arnoud Beauvois, and Jean Noil Destrehan, to be members of the Legislative Council of the Territory of Orleans, being five of the persons nominated to me for that purpose, by the House of Representatives of that Territory.

Elijah Palmer, of Connecticut, to be Surveyor of the port of Stonington, in the district of New London, and Inspector of the Revenue for the said port, in place of Jonathan Palmer, deceased.

Parker Barnes, of Virginia, to be Collector of the district of Folly Landing, and Inspector of the Revenue for the port of Folly Landing.

James Spark, of Virginia, to be Collector of the district of East River, and Inspector of the Revenue for the port of East River.

Archibald S. Bullock, of Georgia, to be Collector of the district of Savannah.

Charles Pope, of Georgia, to be Naval Officer of the port of Savannah.

Harris H. Hickman, of Michigan, to be Collector of the district of Michilimackinac, and Inspector of the Revenue for the port of Michillimackinac, in place of George Hoffman, deceased.

Denison Darling, of Mississippi Territory, to be Collector of the district of Mobile, and Inspector of the Revenue for the port of Fort Stoddert, in place of Edmund P. Gaines, resigned.

Parke Walton, of Mississippi Territory, to be Receiver of Public Moneys for the Land Office in the Mississippi Territory west of Pearl River.

Lewis Sewall, of Georgia, to be Register of the Land Office in the Mississippi Territory east of Pearl River, in place of Nicholas Perkins, resigned.

Levin Wailes, of Orleans Territory, to be Register of the Land Office for the western district of the Territory of Orleans, in place of John Thompson, deceased.

Ebenezer Knight Dexter, of Rhode Island, to be Marshal for the district of Rhode Island.

John H. Turner, of Maryland, to be appointed a Surgeon's Mate in the Peace Establishment of the United States.

Henry M. Gilham, of Kentucky, to be an Ensign in the seventh regiment of Infantry.

JAMES MADISON.

April 17th, 1810.

The message was read.

Ordered, That it lie for consideration.

WEDNESDAY, APRIL 18, 1810.

The Senate took into consideration the message of the President of the United States, of yesterday, nominating Benjamin Howard, and others, to office; and

Resolved, That the Senate do advise and consent to the appointments of Benjamin Howard, Oliver Fitts, Tully Robinson, Thomas Urguhort, Matharin Guerin, Manual Audry, Arnoud Beauvois, Jean Noil Destrehan, Archibald S. Bullock, Charles Pope, Lewis Sewall, Levin Wailes, and Ebenezer Knight Dexter, agreeably to their nominations respectively.

On motion by Mr. Smith, of Maryland,

Ordered, That the Secretary lay this resolution before the President of the United States.

On motion by Mr. Anderson,

Resolved, That the nominations contained in the said message, not advised and consented to by the Senate, be referred to a select committee, to consider and report thereon; and

Ordered, That Mr. Anderson, Mr. Smith, of Maryland, and Mr. Gregg, be the committee.

Mr. Leib, from the committee appointed on the 9th instant, on the nominations contained in the message of the President of the United States, of

the 5th instant, not advised and consented to by the Senate, made report in part. Whereupon,

Resolved, That the Senate do advise and consent to the appointments of Amos A. Evans, Nicholas Martin, Nathaniel Allen, Francis Thornton, and Joseph Moseby, agreeably to their nominations respectively.

Ordered, That the Secretary lay this resolution before the President of the United States.

The Senate resumed the consideration of the message of the President of the United States, of the 22d of December last, nominating Richard Forrest to office. Whereupon,

Mr. Bradley submitted the following motion for consideration:

“*Resolved*, That it is not expedient, or necessary for the interest of the United States, that a Consul should be appointed, at present, to reside at Tunis.”

Which was read.

THURSDAY, APRIL 26, 1810.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate James Beatty, of Maryland, to be Navy Agent for the port of Baltimore, vice Gen. Stricker, resigned.

I withdraw the nomination of Denison Darling, to be Collector for the district of Mobile, and Inspector of the Revenue for the port of Mobile, and nominate James B. Wilkinson, of the Mississippi Territory, for those offices.

I nominate Jonathan Smith, of Massachusetts, to be Surveyor of the port of Beverly, instead of John Burley, who declines the appointment.

JAMES MADISON.

April 26th, 1810.

The message was read.

Ordered, That it lie for consideration.

Mr. Anderson, from the committee to whom was referred, on the 18th instant, the message of the President of the United States, of the 17th instant, nominating Benjamin Howard, and others, to office; further reported. Whereupon,

Resolved, That the Senate do advise and consent to the appointments of Elijah Palmer, Parker Barnes, James Spark, Parke Walton, and John H. Turner, agreeably to their nominations respectively.

Resolved, That the Senate do not advise and consent to the appointment of Henry M. Gilham.

FRIDAY, APRIL 27, 1810.

The Senate took into consideration the message of the President of the United States, of yesterday, nominating James Beatty, and others, to office; and

Resolved, That they do advise and consent to the appointment of James Beatty, agreeably to the nomination.

On motion,

Resolved, That the other nominations, contained in the said message, be referred to a select committee, to consider and report thereon.

Ordered, That Mr. Leib, Mr. Smith, of Maryland, and Mr. Anderson, be the committee.

SATURDAY, APRIL 28, 1810.

The Senate resumed the consideration of the treaty made between the United States and the Great and Little Osage Indians; and,

On the question, "Will the Senate advise and consent to the ratification thereof?"

It was unanimously determined in the affirmative: Yeas, 23.

Those who voted, are—Messrs. Anderson, Bayard, Champlin, Condit, Crawford, Franklin, Gaillard, Gilman, Goodrich, Gregg, Hillhouse, Horsey, Lambert, Mathewson, Meigs, Pickering, Pope, Smith, of Maryland, Smith, of New York, Sumpter, Tait, Turner, and Whiteside.

So it was

Resolved, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the treaty, made and concluded on the 10th day of November, in the year of our Lord one thousand eight hundred and eight, at Fort Clark, between Peter Chateau, in behalf of the United States of America, and the chiefs and warriors of the Great and Little Osage nations of Indians."

Ordered, That the Secretary lay this resolution before the President of the United States.

MONDAY, APRIL 30, 1810.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate the several persons named in the enclosed lists, signed by the Secretary of War, for the promotions respectively annexed to their names.
JAMES MADISON.

April 30th, 1810.

WAR DEPARTMENT, *April 30th, 1810.*

SIR: I have the honor of proposing, for your approbation, the following promotions in the several regiments composing the Military Peace Establishment of the United States, viz:

Regiment of Artillerists.

First Lieutenant Francis Newman, to be promoted to Captain, vice William A. Murray, resigned October 1st, 1809.

Second Lieutenant Thomas Bennett, to be promoted to First Lieutenant, vice Joseph Kimball, resigned August 1st, 1809.

Second Lieutenant Ethan A. Allen, to be promoted to First Lieutenant, vice Francis Newman, promoted.

First Regiment of Infantry.

Ensign James W. Bryson, to be promoted to Second Lieutenant, vice John Read, resigned January 31st, 1809.

Ensign Robert C. Page, to be promoted to Second Lieutenant, vice William Lithgow, deceased June 19th, 1809.

Ensign John Campbell, to be promoted to Second Lieutenant, vice Louis Loramier, resigned December 31st, 1809.

Ensign Dixon Stansbury, to be promoted to Second Lieutenant, vice Nathaniel Pryor, resigned April 1st, 1810.

Second Regiment of Infantry.

First Lieutenant William Lawrence, to be promoted to Captain, vice John Brahan, resigned January 1st, 1810.

Second Lieutenant William F. Ware, to be promoted to First Lieutenant, vice Benjamin S. Smoot, resigned April 1st, 1809.

Second Lieutenant John Davis, to be promoted to First Lieutenant, vice William Lawrence, promoted.

Ensign Robert Cherry, to be promoted to Second Lieutenant, vice William F. Ware, promoted.

Ensign John T. Wirt, to be promoted to Second Lieutenant, vice John C. Carter, deceased, April 2d, 1809.

Ensign Evert Bogardus, to be promoted to Second Lieutenant, vice John Davis, promoted.

Ensign Hezekiah Bradley, to be promoted to Second Lieutenant, vice Francis W. Small, resigned February 13th, 1810.

W. EUSTIS.

WAR DEPARTMENT, *April 30th*, 1810.

SIR: I have the honor of proposing, for your approbation, the following promotions in the several regiments composing the additional military force of the United States, viz:

Regiment of Light Dragoons.

Lieutenant Colonel Leonard Covington, to be promoted to Colonel, vice Wade Hampton, appointed Brigadier General, February 15th, 1809.

Major Electus Backus, to be promoted to Lieutenant Colonel, vice Leonard Covington, promoted.

Captain Jacint Lavall, to be promoted to Major, vice Electus Backus, promoted.

First Lieutenant Bille Williams, to be promoted to Captain, vice Jacint Lavall, promoted.

First Lieutenant Thomas A. Helmes, to be promoted to Captain, vice Clement Biddle, resigned, September 30th, 1809.

First Lieutenant Arthur P. Hayne, to be promoted to Captain, vice Alexander F. Rose, resigned November 10th, 1809.

First Lieutenant Asa Morgan, to be promoted to Captain, vice Isaac A. Coles, resigned January 18th, 1810.

Second Lieutenant Silas Halsey, to be promoted to First Lieutenant, vice Bille Williams, promoted.

Second Lieutenant Samuel M. Lee, to be promoted to First Lieutenant, vice John F. Bowie, deceased May 16th, 1809.

Second Lieutenant Alexander Cummings, to be promoted to First Lieutenant, vice John M. Barclay, resigned October 1st, 1809.

Second Lieutenant William Littlejohn, to be promoted to First Lieutenant, vice Thomas A. Helmes, promoted.

Second Lieutenant George Haig, to be promoted to First Lieutenant, vice Authur P. Hayne, promoted.

Cornet Levi Hukill, to be promoted to First Lieutenant, vice Asa Morgan, promoted.

Cornet Elijah Boardman, to be promoted to Second Lieutenant, vice Silas Halsey, promoted.

Cornet John Hollingshead, to be promoted to Second Lieutenant, vice Samuel M. Lee, promoted.

Cornet Joseph Kean, to be promoted to Second Lieutenant, vice George Nicolls, resigned July 4th, 1809.

Cornet Henry Whiting, to be promoted to Second Lieutenant, vice Jonas Munroe, resigned September 15th, 1809.

Cornet Robert P. McKelvey, to be promoted to Second Lieutenant, vice Alexander Cummings, promoted.

Cornet George Birch, to be promoted to Second Lieutenant, vice William Littlejohn, promoted.

Regiment of Light Artillery.

First Lieutenant Thomas Pitts, to be promoted to Captain, vice Daniel Gano, resigned April 20th, 1809.

First Lieutenant Alexander S. Brooks, to be promoted to Captain, vice George Peter, resigned June 11th, 1809.

First Lieutenant John H. T. Estes, to be promoted to Captain, vice Joseph Chandler, resigned September 1st, 1809.

Second Lieutenant Andrew McDowell, to be promoted to First Lieutenant, vice Thomas Pitts, promoted.

Second Lieutenant Samuel Newman, to be promoted to First Lieutenant, vice Alexander S. Brooks, promoted.

Second Lieutenant Luther Leonard, to be promoted to First Lieutenant, vice John H. T. Estes, promoted.

Second Lieutenant Henry Lenud, to be promoted to First Lieutenant, vice Samuel Watson, resigned September 11th, 1809.

Third Regiment of Infantry.

First Lieutenant William Butler, to be promoted to Captain, vice John Darrington, promoted.

First Lieutenant Cadwallader Jones, to be promoted to Captain, vice Abner Pasteur, resigned January 1st, 1810.

Second Lieutenant Samuel W. Butler, to be promoted to First Lieutenant, vice Robert McDougall, dismissed August 7th, 1809.

Second Lieutenant Henry Chotard, to be promoted to First Lieutenant, vice William Butler, promoted.

Second Lieutenant William Johnson, to be promoted to First Lieutenant, vice Cadwallader Jones, promoted.

Ensign Samuel C. Mabson, to be promoted to Second Lieutenant, vice Edward Mason, deceased June 19th, 1809.

Ensign John Burnett, to be promoted to Second Lieutenant, vice Samuel W. Butler, promoted.

Ensign Joel Lyon, to be promoted to Second Lieutenant, vice Charles C. McKenzie, resigned October 15th, 1809.

Ensign Sterling Anderson, to be promoted to Second Lieutenant, vice Henry Chotard, promoted.

Ensign William Lavall, to be promoted to Second Lieutenant, vice William Johnson, promoted.

Fourth regiment of Infantry.

Major Zebulun M. Pike, of the 6th Infantry, to be promoted to Lieutenant Colonel in the 4th, vice John Whiting, promoted to Colonel of the 5th regiment of Infantry.

First Lieutenant Josiah Snelling, to be promoted to Captain, vice Isaiah Doane, dismissed June 12th, 1809.

First Lieutenant Robert C. Barton, to be promoted to Captain, vice David Byers, dismissed October 31st, 1809.

Second Lieutenant Charles Larrabee, to be promoted to First Lieutenant, vice Josiah Snelling, promoted.

Second Lieutenant Ebenezer Way, to be promoted to First Lieutenant, vice Samuel Haines, resigned June 15th, 1809.

Second Lieutenant Minor Huntingdon, to be promoted to First Lieutenant, vice Alden Cushman, dismissed July 3d, 1809.

Second Lieutenant Jackson Durant, to be promoted to First Lieutenant, vice Robert C. Barton, promoted.

Second Lieutenant Samuel Borden, to be promoted to First Lieutenant, vice Nicoll Fosdic, resigned December 1st, 1809.

Ensign Frederick Conklin, to be promoted to Second Lieutenant, vice Charles Larrabee, promoted.

Ensign Abraham Hawkins, to be promoted to Second Lieutenant, vice Ebenezer Way, promoted.

Ensign George P. Peters, to be promoted to Second Lieutenant, vice Minor Huntingdon, promoted.

Ensign Jonathan Simonds, to be promoted to Second Lieutenant, vice Lewis Harrington, resigned October 15th, 1809.

Ensign John Smith, to be promoted to Second Lieutenant, vice Jackson Durant, promoted.

Ensign Lewis Peckham, to be promoted to Second Lieutenant, vice Samuel Borden, promoted.

Fifth regiment of Infantry.

Lieutenant Colonel John Whiting, of the 4th regiment, to be promoted to Colonel of the 5th regiment, vice Alexander Parker, resigned December 31st, 1809.

Captain Gilbert C. Russell, of the 7th regiment, to be promoted to Major of the 5th regiment, vice Tully Robinson, resigned May 9th, 1809.

Second Lieutenant William Henshaw, to be promoted to First Lieutenant, vice James Fonerdon, resigned April 16th, 1809.

Second Lieutenant Leroy Opie, to be promoted to First Lieutenant, vice Mordecai Griffith, resigned July 10th, 1809.

Second Lieutenant Richard H. Bell, to be promoted to First Lieutenant, vice Roger A. Jones, resigned September 1st, 1809.

Ensign Robert Carson, to be promoted to Second Lieutenant, vice William Henshaw, promoted.

Ensign John Jamison, to be promoted to Second Lieutenant, vice Leroy Opie, promoted.

Ensign James Saunders, to be promoted to Second Lieutenant, vice Richard H. Bell, promoted.

Sixth regiment of Infantry.

Captain John Darrington, of the 3d regiment, to be promoted to Major in the 6th, vice Zebulun M. Pike, promoted.

First Lieutenant Ebenezer Bebee, to be promoted to Captain, vice Charles F. Lott, resigned January 19th, 1809.

First Lieutenant John Christie, to be promoted to Captain, vice Benjamin Walton, resigned February 2d, 1809.

First Lieutenant John Machesney, to be promoted to Captain, vice Ebenezer Cross, resigned June 10th, 1809.

First Lieutenant George Nelson, to be promoted to Captain, vice William Pennell, resigned September 1st, 1809.

First Lieutenant John T. Arrowsmith, to be promoted to Captain, vice John T. Bentley, deceased October 20th, 1809.

First Lieutenant Gad Humphreys, to be promoted to Captain, vice William Cock, resigned December 31st, 1809.

First Lieutenant John Walworth, to be promoted to Captain, vice Thomas Davis, resigned January 1st, 1810.

Second Lieutenant Clement Sadlier, to be promoted to First Lieutenant, vice Ebenezer Bebee, promoted.

Second Lieutenant William Nicholas, to be promoted to First Lieutenant, vice John Christie, promoted.

Second Lieutenant Robert Sterry, to be promoted to First Lieutenant, vice John Machesney, promoted.

Second Lieutenant James E. A. Masters, to be promoted to First Lieutenant, vice George Nelson, promoted.

Second Lieutenant Chauncey Pettibone, to be promoted to First Lieutenant, vice James Chambers, deceased October 10th, 1809.

Second Lieutenant Henry Philips, to be promoted to First Lieutenant, vice John T. Arrowsmith, promoted.

Second Lieutenant John J. Plume, to be promoted to First Lieutenant, vice Gad Humphreys, promoted.

Second Lieutenant James J. Voorhis, to be promoted to First Lieutenant, vice John Walworth, promoted.

Ensign Neil Shaw, to be promoted to Second Lieutenant, vice Clement Sadlier, promoted.

Ensign Edward Webb, to be promoted to Second Lieutenant, vice William Nicholas, promoted.

Ensign Charles K. Gardner, to be promoted to Second Lieutenant, vice Robert Sterry, promoted.

Ensign Henry Shell, to be promoted to Second Lieutenant, vice James E. A. Masters, promoted.

Ensign Jacob Sinn, to be promoted to Second Lieutenant, vice Chauncey Pettibone, promoted.

Ensign Jacob Heet, to be promoted to Second Lieutenant, vice Henry Philips, promoted.

Ensign John Reigart, to be promoted to Second Lieutenant, vice Abel Morse, resigned.

Seventh regiment of Infantry.

First Lieutenant Uriah Blue, to be promoted to Captain, vice Gilbert C. Russell, promoted.

First Lieutenant Richard Oldham, to be promoted to Captain, vice James Desha, resigned December 1st, 1809.

First Lieutenant James Doherty, to be promoted to Captain, vice Edward Hord, resigned January 1st, 1810.

Second Lieutenant Alexander White, to be promoted to First Lieutenant, vice Uriah Blue, promoted.

Second Lieutenant Thomas S. Jessup, to be promoted to First Lieutenant, vice Richard Oldham, promoted.

Second Lieutenant Elisha Edwards, to be promoted to First Lieutenant, vice Martin Duralde, resigned December, 1809.

Second Lieutenant Narcissus Brontin, to be promoted to First Lieutenant, vice James Doherty, promoted.

Ensign James S. Wade, to be promoted to Second Lieutenant, vice Alexander White, promoted.

Ensign Samuel Vail, to be promoted to Second Lieutenant, vice Duff Green, resigned October 6th, 1809.

Ensign Samuel McCormick, to be promoted to Second Lieutenant, vice Alexander Smith, resigned November 1st, 1809.

Ensign George C. Allen, to be promoted to Second Lieutenant, vice Thomas S. Jessup, promoted.

Ensign Elijah Montgomery, to be promoted to Second Lieutenant, vice Elisha Edwards, promoted.

Ensign David McClelland, to be promoted to Second Lieutenant, vice Narcissus Brontin, promoted.

Regiment of Riflemen.

First Lieutenant Abraham A. Massias, to be promoted to Captain, vice David Findley, deceased July 1st, 1809.

First Lieutenant Thomas Spencer, to be promoted to Captain, vice Alexander S. Walker, dismissed January 1st, 1810.

Second Lieutenant Lodowick Morgan, to be promoted to First Lieutenant, vice George Morrison, deceased May 21, 1809.

Second Lieutenant Daniel Appling, to be promoted to First Lieutenant, vice Abraham A. Massias, promoted.

Second Lieutenant Joshua Hamilton, to be promoted to First Lieutenant, vice Thomas Spencer, promoted.

Second Lieutenant Thomas A. Patterson, to be promoted to First Lieutenant, vice Charles Porterfield, deceased January 16, 1800.

Ensign Elias Stallings, to be promoted to Second Lieutenant, vice Lodowick Morgan, promoted.

Ensign Arthur W. Thornton, to be promoted to Second Lieutenant, vice Daniel Appling, promoted.

Ensign Francis Stribling, to be promoted to Second Lieutenant, vice Horace S. White, resigned July 1st, 1809.

Ensign James Johnson, to be promoted to Second Lieutenant, vice Joshua Hamilton, promoted.

W. EUSTIS.

The message was read. Whereupon,

Resolved, That the Senate do advise and consent to the promotions in the Military Peace Establishment, agreeably to the nominations respectively.

Ordered, That the nominations for promotions in the additional military force of the United States, severally lie for consideration.

TUESDAY, MAY 1, 1810.

The Senate took into consideration the nominations contained in the message of the President of the United States, of yesterday, for promotions in the additional military force of the United States; and

Resolved, That they do advise and consent to the promotions, agreeably to the nominations respectively.

Ordered, That the Secretary lay this resolution, together with that of yesterday, before the President of the United States.

Mr. Leib, from the committee to whom was referred, on the 27th April, the message of the President of the United States, of the 26th, reported on the nomination of James B. Wilkinson; and,

On the question, "Will the Senate advise and consent to the appointment, agreeably to the nomination?"

It was determined in the negative: Yeas, 3; Nays, 23.

On motion,

The yeas and nays having been required by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Giles, Smith, of New York, and Turner.

Those who voted in the negative, are—Messrs. Anderson, Bayard, Champlin, Crawford, Franklin, Gaillard, Gilman, Goodrich, Gregg, Hillhouse, Horsey, Lambert, Leib, Lloyd, Mathewson, Meigs, Pickering, Pope, Reed, Smith, of Maryland, Sumpter, Tait, and Whiteside.

So it was

Resolved, That the Senate do not advise and consent to the appointment of James B. Wilkinson.

The Senate resumed the consideration of the nomination of Harris H. Hickman, contained in the message of the President of the United States, of the 17th April; and,

On motion,

Ordered, That the further consideration thereof be postponed.

The Senate took into consideration the motion made by Mr. Bradley, on the 18th April, on the nomination of Richard Forrest; and

Resolved, That it is not expedient, or necessary for the interest of the United States, that a Consul should be appointed, at present, to reside at Tunis.

Ordered, That the Secretary lay this resolution before the President of the United States.

Mr. Leib, from the committee to whom was referred, on the 27th April, the message of the President of the United States, of the 26th, reported on the nomination of Jonathan Smith. Whereupon,

Resolved, That the Senate do advise and consent to the appointment, agreeably to the nomination.

Ordered, That the Secretary lay this resolution, together with that passed on the nominations of James Beatty and James B. Wilkinson, before the President of the United States.

The Senate resumed the consideration of the nomination of Harris H.

Hickman, contained in the message of the President of the United States, of the 17th April; and,

On the question, "Will the Senate advise and consent to the appointment, agreeably to the nomination?"

It was determined in the negative: Yeas, 5; Nays, 15.

On motion,

The yeas and nays having been required by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Condit, Lambert, Mathewson, Pope, and Smith, of New York.

Those who voted in the negative, are—Messrs. Bayard, Crawford, Franklin, Gaillard, Gilman, Hillhouse, Horsey, Leib, Lloyd, Pickering, Reed, Smith, of Maryland, Tait, Turner, and Whiteside.

So it was

Resolved, That the Senate do not advise and consent to the appointment of Harris H. Hickman, agreeably to the nomination.

Ordered, That the Secretary lay this resolution, together with that passed on the 26th April, on the nomination of Henry M. Gilham, before the President of the United States.

The Senate resumed the consideration of the message of the President of the United States, of the 5th April, nominating Jacob Jones, and others, to office; and

Ordered, That the nominations of James Cuyler, and Samuel Williams, to office, contained in the said message, and not acted on, be further postponed, for information.

Attest:

SAM: A. OTIS, *Secretary*.

END OF THE THIRTY-FIRST SESSION.